

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty MJW-39-187  
Dkt.

C# M#

BLAKE et al

TC/A.U.

1625

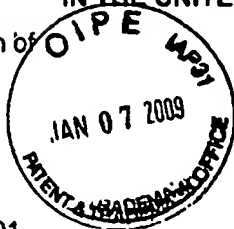
Serial No. 09/367,261

Examiner: Dentz, B.

Filed: August 10, 2001

Date: January 7, 2009

Title: DRUG TARGETING



2009 JAN -8 PM 4:29

RCE\$  
CC  
Def & Ref

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REFUND REQUEST**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$52.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$220.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add  
\$390.00 (1203)/\$0.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)  
One Month Extension \$130.00 (1251)/\$0.00 (2251)  
Two Month Extensions \$490.00 (1252)/\$0.00 (2252)  
Three Month Extensions \$1110.00 (1253)/\$0.00 (2253)  
Four Month Extensions \$1730.00 (1254)/\$0.00 (2254)  
Five Month Extensions \$2350.00 (1255)/\$0.00 (2255) \$

Terminal disclaimer enclosed, add \$140.00 (1814)/ \$0.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$ 0.00

Assignment Recording Fee \$40.00 (8021) \$ 0.00

Other: \$ 0.00

**TOTAL FEE \$ 0.00**☐ **CREDIT CARD PAYMENT FORM ATTACHED.**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

901 North Glebe Road, 11th Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
MJW:tat

NIXON & VANDERHYE P.C.  
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

BLAKE et al

Serial No. 09/367,261

Filed: August 10, 2001

For: DRUG TARGETING



Atty. Ref.: MJW-39-187

TC/A.U.: 1625

Examiner: Dentz, B.

Confirmation No.: 4136

\* \* \* \* \*

January 7, 2009

Mail Stop 16

Director of the U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

**REFUND REQUEST**

Sir:

On November 30, 2007, the Patent Office debited the undersigned's firm account in the amount of \$70 (Code 1463) for Petitions requiring the petition set forth in 37 CFR 1.17(g) (Group II). This fee is believed to have been debited in error.

On November 6, 2007, an RCE was filed, together with an Amendment Under Rule 116. At that time, the following fees were paid by credit card: \$405 (code 2801), \$525 (code 2253) and \$130 (code 1808 – processing fee under 37 CFR 1.17(i)). Attached are copies of the RCE Transmittal coversheet submitted November 6, 2007 noting the payment of the required small entity fees, the credit card payment form and the postcard receipt date stamped November 6, 2007 evidencing the payment of the fees. It is believed that all fees due at that time were properly paid on November 6, 2007. Therefore, kindly refund the undersigned's firm account (Account No. 14-1140, Order No. 39-187) in the amount of \$70.

**BLAKE et al**

Serial No. 09/367,261

When this is approved, please return a copy of this request marked "approved" directly to the undersigned for which purposes this request is submitted in triplicate.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:

Mary J. Wilson

Mary J. Wilson  
Reg. No. 32,955

MJW:tat

901 North Glebe Road, 11th Floor

Arlington, VA 22203-1808

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In re Patent Application of  
BLAKE et al  
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Filed: August 10, 2001  
For: DRUG TARGETING



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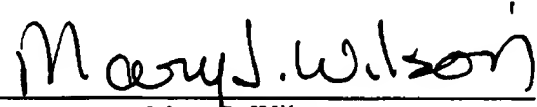
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Mary J. Wilson  
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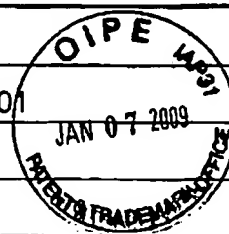
MJW:tat  
901 North Glebe Road, 11th Floor  
Arlington, VA 22203-1808  
Telephone: (703) 816-4000  
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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/367,261
Filing Date	August 10, 2001
First Named Inventor	BLAKE
Group Art Unit	1625
Examiner Name	Dentz, B.
Attorney Docket Number	MJW-39-187



This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 C.F.R. § 1.114.

- a. ☐ Previously submitted (Note: Any previously filed unentered amendments will be entered unless applicant instructs otherwise. If applicant does not wish to have previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply Under Rule 116
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ Applicant claims "small entity" status.
- b. ☒ Fees are attached as calculated below:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$810.00 (1801)/\$405.00 (2801) \$ 405.00
- ii. ☒ Petition is made to extend the due date 3 months (less months previously paid) \$ 525.00
- iii. ☒ Other Processing Fee Under 37 CFR 1.17(i) \$ 130.00
- c. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed.
- d. ☒ Payment by credit card (credit card payment form attached) in the amount of \$ 1060.00
- e. ☒ The Director is hereby authorized to charge any deficiency in the fee(s) filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm), to Deposit Account No. 14-1140

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	Mary J. Wilson	Registration No. (Attorney/Agent)	32,955
Signature	<i>Mary J. Wilson</i>	Date	November 6, 2007

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print Type)	
Signature	
Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, Box RCE, P.O. Box 1450, Alexandria, VA 22313-1450.

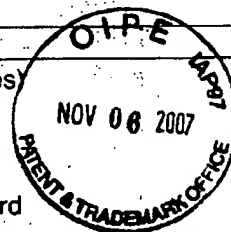




Serial No.: 09/367,261  
Applicant: BLAKE et al  
Title: DRUG TARGETING  
Atty: MJW  
Date: 11-6-2007  
Client: MARKS & CLERK  
Ref: 39-187

☒ Amendment UNDER RULE 116  
☐ Pages Specification  
☐ Claims  
☐ Sheets Drawings: Formal  
☐ Informal  
☐ Declaration (\_\_\_\_ Pages)  
☐ Assignment  
☐ Priority Document

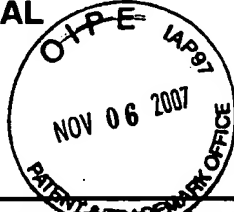
Base Issue Fee Transmittal  
\$1000.00 Fee: ☐ Check ☒ Credit Card



Other: RCE TRANSMITTAL COVER SHEET

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

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Application Number	09/367,261
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First Named Inventor	BLAKE
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- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

11/07/2007 HBELETE1 00000058 09367261

02 FC:2801

03 FC:1463

70.00 DA

405.00 OP

130.00 OP

2. **Miscellaneous**

- a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print Type)	Mary J. Wilson	Registration No. (Attorney/Agent)	32,955
Signature	<i>Mary J. Wilson</i>	Date	November 6, 2007

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Adjustment date: 01/12/2009 HDESTA1 00000014 09367261  
11/07/2007 HBELETE1 00000058 141140 09367261  
03 FC:1463 70.00 CR -130.00 OP

01/12/2009 HDESTA1 00000014 09367261

01 FC:1464

130.00 OP